FOURTH REPUBLIC
7TH NATIONAL ASSEMBLY
THIRD SESSION
NO. 54

HOUSE OF REPRESENTATIVES
FEDERAL REPUBLIC OF NIGERIA

ORDER PAPER

Thursday, 14 November, 2013

1. **Prayers**
2. **Approval of the Votes and Proceedings**
3. **Oaths**
4. **Message from the President of the Federal Republic of Nigeria (*if any*)**
5. **Message from the Senate of the Federal Republic of Nigeria (*if any*)**
6. **Other Announcements (*if any*)**
7. **Petitions (*if any*)**
8. **Matter(s) of Urgent Public Importance**
9. **Personal Explanation**

PRESENTATION OF REPORT

Committees on Finance, Appropriations, Legislative Budget and Research, and Aids, Loans and Debt Management:
Hon. Jibrin Abdulmumini:
"That this House do receive the Report of the Committees on Finance, Appropriations, Legislative Budget and Research, and Aids, Loans and Debt Management on the 2014 - 2016 Medium Term Expenditure Framework (MTEF) and Fiscal Strategy Paper (FSP)" (*Referred*: 2/10/2013)

ORDERS OF THE DAY

MOTIONS

1. **Admittance into the Chamber:**
Hon. Mulikat Akande-Adeola:
"Pursuant to Order XIX, Rule 217 of the Standing Orders of the House of Representatives, that this House do admit Mr President and his entourage in a Joint Sitting with the Senate on Tuesday, 19 November, 2013 at 12.00 noon to receive an address of the President of the Federal Republic of Nigeria on the 2014 Budget Estimates".

2. **Admittance into the Chamber:**
Hon. Mulikat Akande-Adeola:
"That this House do suspend Order XIX, Rule 217 (1) to admit the Chief of Defence Staff, the Service Chiefs and the Inspector-General of Police into the Chamber for the purposes of briefing the House on the current Security situation in the three North East States of Adamawa, Borno and Yobe currently under State of Emergency".

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3. **Need to Construct a 132 KV Sub-Station in Gwaram, Local Government Area of Jigawa State:**
Hon. Yusuf Shitu Galambi:

The House:

Aware that without adequate and stable supply of electricity which distinguishes modern civilization from the Stone Age, better living condition would continue to elude the people as they can hardly engage in any meaningful and sustainable economic activity to better their lots;

Concerned that a situation whereby people are left without electricity supply for upwards of 30-40 days portends a grave threat to their socio-economic activities;

Worried that Gwaram, which is one of the most populated Local Government Areas, with the highest number of electricity consumers and largest land mass in Jigawa State has been without electricity for a long period, resulting to a complete halt in economic transactions, thereby lowering the living standards of the people and increasing the spate of insecurity;

Convinced that the construction of a 132KV Sub-Station in Gwaram will ameliorate the suffering of the people and address the prevailing perennial blackout;

Further convinced that the construction of a 132KV Sub-station in Gwaram would have a multiplier effect on neighboring Ningi, Wariji, Darazo, Giyade, Shira, Birnin Kudu, Buji, Jama'are, Garijuwa and Misau Local Governments of Jigawa and Bauchi States.

Resolves to:

(*i*) Urge the Federal Ministry of Power to construct a 132KV Sub-Station in Gwaram as a remedial measure to the current challenges;

(*ii*) further urge the Kano Distribution Company to urgently improve and increase electricity supply to Gwaram to enable the people have a taste of civilization.

BILLS

4. A Bill for an Act to Amend Part II of the Companies Income Tax Act, 1990 to include the Provision of Tax relief for Corporate Organizations based on their Contributions towards Philanthropic and Corporate Social Responsibility Initiatives and for Other Matters Connected Therewith (HB. 529) — *Second Reading*.

5. A Bill for an Act to Amend the Constitution of the Federal Republic of Nigeria, 1999 to increase the National Judicial Council's Power over the Suspension, Punishment, Reinstatement and Discipline of Judicial Officers and for Other Connected Matters (HB. 504) — *Second Reading*.

6. A Bill for an Act to Amend the Nigerian Electricity Regulatory Commission's Meter Reading, Billing, Cash Collection and Credit Management for Electricity Supplies Regulations No. 42 of 2007, Cap. E7 LFN, 2004 to Address Matters Relating to outstanding Liability on Electricity Bills in rented apartments (HB. 560) — *Second Reading*.

7. A Bill for an Act to Amend the Commodity Board Act, Cap. C17 Laws of the Federation of Nigeria, 2004 to make the Board more Responsive to its mandate and for Other Matters Related Thereto (HB. 389) — *Second Reading*.

CONSIDERATION OF REPORTS

8. **Committee on Communications:**
Hon. Oyetunji Ojo:
"That this House do consider the Report of the Committee on Communications on a Bill for an Act to Authorize the issue from the Statutory Revenue Fund of the Nigerian Communications Commission (NCC) the total sum of ₦61,323,022,000 (Sixty-One Billion, Three Hundred and Twenty-Three Million, and Twenty-Two Thousand Naira) only, of which ₦14,667,445,000 (Fourteen Billion, Six Hundred and Sixty-Seven Million, Four Hundred and Forty-Five Thousand Naira) only, is for Recurrent Expenditure, ₦7,311,474,000 (Seven Billion, Three

Hundred and Eleven Million, Four Hundred and Seventy-Four Thousand Naira) only, is for Transfer to Federal Government of Nigeria, ₦10,521,740,000 (Ten Billion, Five Hundred and Twenty-One Million, Seven Hundred and Forty Thousand Naira) only, is for Transfer to Universal Service Fund, an additional sum of ₦5,470,185,000 (Five Billion, Four Hundred and Seventy Million, One Hundred and Eighty-Five Thousand Naira) only, is expected to be transferred from Reserves, while the Balance of ₦19,317,457,000 (Nineteen Billion, Three Hundred and Seventeen Million, Four Hundred and Fifty-Seven Thousand Naira) only, is for Capital and Special Projects for the Year Ending on the 31st Day of December, 2013 (HB. 559) and approve the Recommendations therein" (*Laid*: 22/10/2013).

A BILL FOR AN ACT TO AUTHORIZE THE ISSUE FROM THE STATUTORY REVENUE FUND OF THE NIGERIAN COMMUNICATIONS COMMISSION (NCC) THE TOTAL SUM OF ₦61,323,022,000 (SIXTY-ONE BILLION, THREE HUNDRED AND TWENTY-THREE MILLION, AND TWENTY-TWO THOUSAND NAIRA) ONLY, OF WHICH ₦14,667,445,000 (FOURTEEN BILLION, SIX HUNDRED AND SIXTY-SEVEN MILLION, FOUR HUNDRED AND FORTY-FIVE THOUSAND NAIRA) ONLY, IS FOR RECURRENT EXPENDITURE, ₦7,311,474,000 (SEVEN BILLION, THREE HUNDRED AND ELEVEN MILLION, FOUR HUNDRED AND SEVENTY-FOUR THOUSAND NAIRA) ONLY, IS FOR TRANSFER TO FEDERAL GOVERNMENT OF NIGERIA, ₦10,521,740,000 (TEN BILLION, FIVE HUNDRED AND TWENTY-ONE MILLION, SEVEN HUNDRED AND FORTY THOUSAND NAIRA) ONLY, IS FOR TRANSFER TO UNIVERSAL SERVICE FUND, AN ADDITIONAL SUM OF ₦5,470,185,000 (FIVE BILLION, FOUR HUNDRED AND SEVENTY MILLION, ONE HUNDRED AND EIGHTY-FIVE THOUSAND NAIRA) ONLY, IS EXPECTED TO BE TRANSFERRED FROM RESERVES, WHILE THE BALANCE OF ₦19,317,457,000 (NINETEEN BILLION, THREE HUNDRED AND SEVENTEEN MILLION, FOUR HUNDRED AND FIFTY-SEVEN THOUSAND NAIRA) ONLY, IS FOR CAPITAL AND SPECIAL PROJECTS FOR THE YEAR ENDING ON THE 31ST DAY OF DECEMBER, 2013

Provisions of the Bill

Issue and appropriate of ₦61,323,022,000 from the Statutory Revenue Fund of NCC for 2012.

1. (*i*) The Executive Director responsible for Finance shall when authorized to do so by warrants signed by the Executive Vice Chairman of the Nigerian Communications Commission, pay out of the Statutory Revenue Fund of the Commission during the year ending on the 31st day of December, 2013, the sums specified by the warrants not exceeding in the aggregate ₦61,323,022,000 (Sixty-One Billion, Three Hundred and Twenty-Three Million, and Twenty-Two Thousand Naira) only.

(*ii*) The amount mentioned in subsection (*i*) of this section shall be appropriated to heads of expenditure as indicated in the schedule to this Bill.

(*iii*) No part of the amount above mentioned shall be released from the Statutory Revenue Fund of the Nigerian Commissions Commission (NCC) after the end of the year mentioned in the Schedule to this Bill.

Release of Fund from the Statutory Revenue Fund of NCC.

2. All amounts appropriated under this Bill shall be released from the Statutory Revenue Fund of the Nigerian Communications Commission (NCC) only for the purposes specified in the Schedule to this Bill.

Virement.

3. In the event that the implementation of any of the projects intended to be undertaken under this Bill cannot be completed without virement, such virement shall only be effected with the prior approval of the National Assembly.

Release of Funds for implementation.

4. The Executive Vice Chairman/Chief Executive of the Commission shall ensure that Funds appropriated under this Bill are released as and when due, provided that no funds for any Quarter of the Fiscal year shall be deferred without prior waiver from the National Assembly.

Quarterly Report.

5. The Executive Vice Chairman/Chief Executive of the Nigerian Communications Commission and the Directorate of Treasure, Nigerian Communications Commission shall immediately upon the Coming into force of this Bill furnish the National Assembly, on a Quarterly basis the status of the records of the Nigerian Communication Commission and Statutory accounts.

Waiver not to incur expenditure.

6. Where due to revenue short-fall, amount appropriated under this Bill cannot be funded, the Nigerian Communications Commission shall seek from the National Assembly a waiver not incur such.

Due Process Certification.

7. The department of government charged with the responsibility of certifying that due processes have been complied with in the processing of implementation of projects shall ensure that all processes of approval are completed within the specified period as provided for in the Public Procurement Act.

Interpretation.

8. For the purposes of this Bill, the term —

"Schedule" includes the detailed estimates of expenditure attached hereto;

"Commission" means the Nigerian Communications Commission.

Short Title.

9. This Bill may be cited as the Nigerian Communications Commission Appropriation Bill, 2013.

SCHEDULES

SUMMARY OF NCC BUDGET 2013

A.	**Revenue Profile:**	**₦'000**
	Licencing Fees	4,597,600
	Annual Operating Levy	30,062,115
	Spectrum Fees	7,311,474
	Numbering Plan	6,317,019
	Admin Charges	2,298,800
	Type Approval Fees	765,829
	Investment Income	3,000,000
	Sundry Income	1,500,000
	Total Revenue	**55,852,837**
	Balance Brought Forward	**5,470,185**
	Total Funds Available	**61,323,022**
B.	**Expenditures:**	
	Recurrent Expenditure:	
	Establishment Costs	86,600
	Staff Costs	8,685,063
	Travel Costs	875,572
	Operational Costs	3,500,075
	Administration Costs	1,515,134
	Bank Charges	5,000
	Total Recurrent Expenditure	**14,667,445**
	Capital Expenditure:	
	Internal Projects	4,784,447
	School Support Programme	7,798,817
	Digital Bridge Institute	728,192
	Total Capital Expenditure	**13,311,457**
	Special Projects:	
	Emergency Communications Centres	2,906,000
	State Accelerated Broadband Initiative	1,000,000
	Number Portability	100,000
	GSM and CDMA Networks QoS	2,000,000
	Total Special Projects	**6,006,000**
	Transfer to Federal Government (Spectrum Fees)	7,311,474
	Transfer to USPF	10,521,740

Transfer to Federal Government (Special Remittance)	12,135,341
Total Budgeted Expenditure	**61,323,022**

The Total Budgeted Expenditure for the year 2013 is ₦61,323,022,000 (Sixty-One Billion, Three Hundred and Twenty-Three Million, Twenty-Two Thousand Naira) only.

SUMMARY OF USPF 2013 BUDGET

A.	**Revenue Profile**	**₦'000**
	Income from AOL Contribution	10,521,740
	Other Incomes	5,335,851
	Total Revenue	**15,857,591**
B.	**Expenditures**	
	Total Recurrent Expenditure	1,453,531
	Total Capital Expenditure	48,760
	Projects	14,355,300
C.	**Total Budgeted Expenditure**	**15,857,591**

The Total Budgeted Expenditure for the year 2013 is ₦15, 857,591,000 (Fifteen Billion, Eight Hundred and Fifty-Seven Million, Five Hundred and Ninety-One Thousand Naira) only.

9. **Committees on Finance, Appropriations, Legislative Budget and Research, and Aids, Loans and Debt Management:**
Hon. Jibrin Abdulmumini:
"That this House do consider the Report of the Committees on Finance, Budget and Research and Aid, Loans and Debt Management on the 2014 - 2016 Medium Term Expenditure Framework (MTEF) and Fiscal Strategy Paper (FSP) and approve the Recommendations therein" (*Referred*: 2/10/2013).

(*i*) that the Crude Oil Production of 2,3883mpbd, 2,5007mpbd and 2,5497mpbd for 2014, 2015 and 2016 respectively;

(*ii*) average exchange rate of ₦160/USD for the next three years;

(*iii*) adoption ofUS$76.50 per barrel as a benchmark price of crude oil;

(*iv*) Corporate Tax and VAT rate of30% and 5% respectively;

(*v*) that the Government should strengthen and consolidate its fiscal strategy to narrow the gap' between projected and actual revenue for the period 2014 - 2016 curtailing oil theft and diversifying the economy to increase tax bases so as to increase tax revenue;

(*vi*) that the details of SURE-P projects to be executed be attached as an addendum to the annual budget estimates for approval by the National Assembly;

(*vii*) that the distribution to the tiers of government of N666.9 from the excess crude account as proposed by the Executive;

(*viii*) augmentation from the Excess Crude Account (ECA) should the projected crude production fall below budgeted, provided there are funds in the account.

10. **Committee on Interior:**
Hon. Umar Bature:
"That this House do resume the consideration of the Report of the Committee on Interior on a Bill for an Act to Repeal the Immigration Act of 1963 and Enact the Immigration Bill 2013 and Other Related Matters (HB. 61) and approve the Recommendations therein" (*Adjourned Consideration*: 12/11/2013).

	Provisions of the Deferred Sections	*Committee's Recommendations*
97.	**Establishment and Management of Objects of Smuggled Migrants Trust Fund.**	**Retained.**
	(1) There is established the Objects of Smuggling of Migrants Trust Fund, into which all proceeds of the sale of assets and properties of smugglers shall be paid from the Consolidated Revenue Fund of the Federation into which they were initially paid.	(1) There is established the Objects of Smuggling of Migrants Trust Fund, into which all proceeds of the sale of assets and properties of smugglers shall be paid into a designated account.
	(2) The Fund shall be managed by a Management Board which shall comprise —	**Retained.**
	(*a*) the Comptroller General of Immigration, who shall be the chairman;	**Retained.**
	(*b*) representative of the Federal Ministry of Interior;	**Retained.**
	(*c*) representative of the Federal Ministry of Health;	**Retained.**
	(*d*) representative of the Federal Ministry of Finance;	**Retained.**
	(*e*) representative of the Federal Ministry of Women Affairs and Social Development;	**Retained.**
	(*f*) representative of the Office of the Accountant-General of the Federation;	**Retained.**
	(*g*) representative of the Office of the Auditor-General of the Federation;	**Retained.**
	(*h*) representative of the Central Bank of Nigeria;	**Retained.**
		(*i*) representative of National Agency for the Prohibition of Trafficking in Persons (NAPTIP);
	(*i*) Deputy Comptroller General — Finance and Accounts;	**Retained.**
	(*l*) Deputy Comptroller General — Migration; and	**Retained.**
	(*k*) Comptroller in charge of the Section on Administration, who shall be the Secretary.	**Retained.**
	(3) The Minister shall make regulations and issue guidelines for the management of the Fund established under subsection (1) of this section, or any other fund assigned to the Board for its management under this Act, and other related matters.	**Retained.**

102.	**Public Private Partnership and Sharing Formula and Expense.** (1) The Service shall collaborate with Public and Private Sector interest groups on a Public -Private Partnership Platform to attract funds for acquisition, provision and development of infrastructure and equipment to enable the Service provide appropriate professional skills and modern migration management facilities.	**Retained.**
	(2) All revenue accruing from the Public-Private Partnership Platform shall be shared in the following manner: 40% to the Federal Government, 30% to the Service Provider or providers, and 30% to the Nigeria Immigration Service: Provided that the revenue accruing to the Service under this subsection, as well as that accruing from all fines collected by virtue of the provisions of this Act, shall be managed by the Management Board established under Section 97 of this Bill.	**Retained.**
	(3) There shall be defrayed out of funds provided by the National Assembly any expenses incurred for the purpose of this Act by the Minister and the Comptroller-General of Immigration.	**Retained.**

11. **Committees on Commerce and Labour Employment and Productivity:**
Hon. Sylvester Ogbaga:
"That this House do consider the Report of the Committees on Commerce and Labour Employment and Productivity on a Bill for an Act to Establish the Nigerian Institute of Social Work and Regulate the Practice of Professional Social Work in Nigeria and for Other Related Matters and approve the Recommendations therein" (*Laid*: 31/10/2013).

12. **Committee on Banking and Currency:**
Hon. Jones C. Onyeyereri:
"That this House do consider the Report of the Committee on Banking and Currency on the Expenditure of Public Funds by the Central Bank of Nigeria (CBN) and the Asset Management Corporation of Nigeria (AMCON) without approval and approve the Recommendations therein" (*Laid*: 31/1/2013) .

"That this House do consider the Report of the Committee on Banking and Currency on the on Expenditure of Public Funds by the Central Bank of Nigeria (CBN) and the Asset Management Corporation of Nigeria (AMCON) without approval and approve the Recommendations therein" (*Laid*: 31/1/2013) .

(*i*) That the Central Bank of Nigeria (CBN) Act be amended to provide for a more detailed and timely reporting to the National Assembly by Central Bank of Nigeria (CBN). Here the Central Bank of Nigeria (CBN) will be made to statutorily provide; the material terms of the assistance including the justification for the exercise, the identity of the recipients, duration, collateral pledged, interests, fees, expected costs to the taxpayers and any other requirements;

(*ii*) to ensure transparency in liquidation of banks, the Nigerian Deposit Insurance Corporation (NDIC) Act be amended to provide mandatory reporting to the National Assembly on liquidation of banks for further parliamentary review;

(*iii*) that Section 42 of the Central Bank of Nigeria (CBN) Act be amended to provide for mandatory terms for loans and other assistance granted by Central Bank of Nigeria (CBN) to Financial Institutions;

(*iv*) that the Central Bank of Nigeria (CBN) Act, the Nigerian Deposit Insurance Corporation (NDIC) Act and the Banks and Other Financial Institutions Act (BOFIA) be amended to provide for a more robust and enhanced supervision and monitoring tool of banks to prevent a reoccurrence of the financial crisis and the establishment of a more streamlined resolution mechanism to wind up or liquidate failed financial institutions where necessary and save taxpayers from bearing the burden of saving such institutions in the future;

(*v*) that a comprehensive review and total overhauling of the Banks and Other Financial Institutions Act (BOFIA) with a view to putting in place regulations that will prohibit banks from engaging in such reckless practices that brought about the financial crisis and also providing for stiff penalties including mandatory jail-term for bank executives that engage in sharp practices that betray the trust of their banks to customers and shareholders;

(*vi*) that the National Assembly put in place a more streamlined and structured funding mechanism for the constant funding and refunding of the Bank of Industry (BOI). This funding can be a direct charge from the Federation Account, a 3% of turnover contribution from all Federal Government Agencies, and a guarantee mechanism for Central Bank of Nigeria (CBN) to continue to subscribe to Bonds issued by the Bank of Industry (BOI) from time to time, this means that future Bonds issued by the Bank of Industry will be guaranteed by the Federal Government, a guarantee limit can be placed on the Bank of Industry (BOI) in order to streamline the process of generating useable funds;

(*vii*) that since the Commercial Banks are operating under legislation enacted by the National Assembly, which empowers the Central Bank of Nigeria (CBN) to grant them an Operating License and regulate their Operations, it is pertinent that the National Assembly take a more pro-active stance on the Primary role of the Deposit Banks in growing and expanding the Nigerian Economy;

(*viii*) that Section 19 of the Asset Management Corporation of Nigeria (AMCON) Act be amended to establish by statute a 'sinking fund' to enable the Corporation meet its obligations.

COMMITTEE MEETINGS

	Committee	*Date*	*Time*	*Venue*
1.	Rules and Business	Thursday, 14 November, 2013	2.00 p.m.	Committee Room 06 Assembly Complex
2.	Interior (*with Ministry of Interior, Immigration, Prisons CDFIPB*)	Thursday, 14 November, 2013	2.00 p.m.	Committee Room 327 New Building (House) Assembly Complex
3.	Local Content	Thursday, 14 November, 2013	2.00 p.m.	Committee Room 456 New Building (House) Assembly Complex
5.	Federal Character (*with National Judicial Council, Abubakar Tafawa Balewa University, Bauchi, Immigration Board, Bureau of Public Procurement*)	Thursday, 14 November, 2013	1.00 p.m.	Committee Room 247 New Building (House) Assembly Complex